THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.13951 OF 2005

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Dated: 24-01-2006

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Between

M. Ramakoteswara Rao,

S/o. M. Subba Rao,

R/o. Kothapet,

Dilsukhnagar,

Hyderabad.

...PETITIONER

AND

The Station House Officer,

Saroornagar Police Station,

Saroornagar, Hyderabad.

...RESPONDENT

ORDER:

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Petitioner seeks a Writ of Mandamus to declare the action of the respondent in interfering with his personal life and liberty and harassing his family members as illegal and arbitrary.

Though the learned Government Pleader undertook to obtain instructions in the matter no instructions have been obtained so far.

The only grievance of the petitioner is that without there being any report/complaint against him the respondent is interfering with his personal life and liberty and harassing his family members.

This Court is of the opinion that without there being any report/complaint alleging that the petitioner or his family members have committed a cognizable offence the police cannot interfere with their personal life and liberty.

Having regard to the facts and circumstances of the case,
the respondent is directed not to interfere with the personal life and liberty of the petitioner and his family members without there being any complaint/report filed by any person alleging that the petitioner has committed a cognizable offence.

The writ petition is accordingly disposed of.

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V. ESWARAIAH, J

January 24, 2006

DSK